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FAX 1 of 3 sidessender's fax no. 0049 7152 902234

28.7.2000

Peter Miller
See Str. 27
D-71559 Leonberg

to

Commissioner of Patents and
Trademarks
Washington DC 20231

Re. US Appl.No: 09/242072
PCT/AU96/00442
Filed 05 AUG 96
Patent Office Notifications
dates mailed (printed on Office Actions): 06 OCT 99 & 03.NOV.99

COMPLAINT

The applicant is still waiting for a response to or at least an acknowledgement of receipt of the attached copy of his petition dated 25.2.2000.

„The petitioner is still waiting for a meaningful reply (one that makes sense) to his petition dated 18.12.99”

„The petitioner has requested a reappraisal of the position taken by the author of the office action - PCT Legal Office with post date 14.2.200”

This complaint, which is also of a general nature, concerns the complete lack of acknowledgement of receipt of important communications and often, as is this instance, the failure to respond to such central communications at all.

No further action will be taken by the applicant concerning this application until a response is received.

Please fax me in all urgency an acknowledgement of the receipt of this communication.

Peter Miller
Applicant

**Attachments:**

1. Petition dated 18.12.99
2. Petition dated 25.2.2000

UNDER SECRETARY
AND DEPUTY
2000 JUL 28 AM 9:22
UNITED STATES PATENT
AND
TRADEMARK OFFICE

Peter Miller
See Str.27
71229 Leonberg
Germany

US Patent & Trademark Office
PCT Legal Office/2-7CO8
Box PCT
Washington DC 20231
USA

25.2.00

Re.: Appl. No. 09/242,072
PCT No. PCT/AU96/00442
"APPARATUS FOR LIQUID PURIFICATION"
Notification from PCT Legal Office dated 8.2.00 with Post Date 14.2.00

1. Fees

The applicant's Deposit Account with the US Patent Office should eliminate any threat of abandonment of the present application.

2. Vacating Forms PCT/DO/EO/916 and 917

- The quoted MPEP 7.10.06 is equivalent to the stipulations in 37 CFR 1.111 and 1.121. The applicant's request dated 18.12.99 "to return the application to the pending status awaiting examiner action after the applicant's response dated 7.9.99" means in effect to "reset" the office action.

The applicant did not request that the forms be vacated in the sense of abandoning the forms as insinuated by the author of above identified office action.

- In fact the forms were completed and returned by recorded delivery dated 24.12.99
- The petitioner is still waiting for a reply (decision) to his petition dated 18.12.99 from the **Group Director** according to the stipulations in MPEP 710.06. The setting by the author of the office action of 16.1.00 as the date of expiration of the period for reply is therefore wholly unfounded. Ever if this date were valid, the petitioner can easily **prove that the required reply was timely received by the Commissioner of Patents and Trademarks.**

The petitioner therefore requests a reappraisal of the position taken by the author of the above identified office action.

Yours sincerely,


Peeter Miller

FAX 1 / 4 sender's fax no. 0049 7152 902234

Peter Miller
39 Sidney Grove
Newcastle upon Tyne
NE4 5PD
Great Britain

18.12.99
Commissioner of Patents and
Trademarks
Washington DC 20231

Re. **US Appl.No: 09/242072**
PCT/AU96/00442
Filed 05 AUG 96
Patent Office Notifications
dates mailed (printed on Office Actions): 06 OCT 99 & 03.NOV.99

Dear Sir,

On the basis of the following grounds and in compliance with PTO Rules 37 CFR 1.111 and 1.121 I am requesting the vacation of the above identified Office Actions (copies attached) and the return of the application to the pending status awaiting examiner action after the applicant's response 07 SEP 99.

Grounds:

- The attached copy of the front side of the envelope containing the instant Office Actions shows clearly that the mailing date was 08 NOV 99 which is later than the mailing dates printed on the Office Actions.
- It also clearly shows that the letter was returned to your offices because of insufficient postage fee in the form of a stamp and was then reposted 06 DEC 99.
- The letter was delivered at the applicant's address 16 DEC 99.
- The ONE MONTH response period expired ca. 2 weeks before receipt.

An early response from you would be appreciated.

Attached:. Copy of front side of Office Action envelope
Copies of both Office Actions

Applicant

